

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

RICHARD FRAUSTO,

Plaintiff,

v.

No. CIV 07-42 JB/RLP

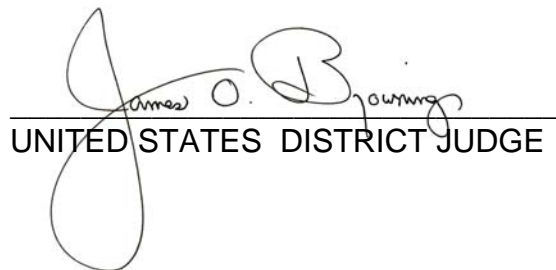
WARDEN JANECKA, *et al.*,

Defendants.

ORDER

THIS MATTER comes before the Court on the Magistrate Judge's Report & Recommendation, filed February 20, 2008 (Doc. 38). The Plaintiff Richard Frausto, filed objections thereto. The Court has conducted a *de novo* review of the record and finds that the objections are not well-taken. The Court adopts the Magistrate Judge's Report & Recommendation, and the case is dismissed without prejudice.

IT IS ORDERED that the Magistrate Judge's Report & Recommendation is adopted by the Court, and this case is dismissed without prejudice.


UNITED STATES DISTRICT JUDGE